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Report of the Human Rights Council

Programme budget for the biennium 2010-2011

Revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its fifteenth session

Report of the Secretary-General

Summary

The expenditure requirements resulting from resolutions and decisions adopted by the Human Rights Council at its fifteenth session, in 2010, which are set out in its report to the General Assembly (see A/65/53/Add.1), are estimated at a net amount of $7,911,400 for the biennium 2010-2011. The Secretary-General is proposing the following course of action with regard to the estimated net amount of $8,016,100:

(a) Provisions in the amount of $4,622,000 relating to activities of a "perennial nature" have already been made in the programme budget for the biennium 2010-2011;

(b) An amount estimated at $967,500 (net) would be met from within the approved appropriations for the biennium 2010-2011;

(c) The balance of the requirements estimated at $2,321,900 (net) would be met under the provisions of the contingency fund for the biennium 2010-2011.

Notwithstanding the provisions of section V of resolution 63/263, by which the General Assembly endorsed the conclusions of the Advisory Committee on Administrative and Budgetary Questions as set in its report (A/63/629), that an annual presentation be made to the Assembly of the revised estimates arising from resolutions and decisions adopted by the Human Rights Council, bearing in mind that many of the resolutions adopted by the Council at its fifteenth session require immediate action and that their implementation requires additional resources, including those for conference services, which are not included in the calendar of conferences for the biennium 2010-2011, the Secretary-General hereby submits this addendum to the report on revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its twelfth, thirteenth and fourteenth sessions (A/65/333 and Corr.1).

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Some of the new mandates extend into the biennium 2012-2013 estimates and would require a total net additional amount of $2,102,200. This would be considered in the context of the preparation of the proposed programme budget for the biennium 2012-2013.

I. Introduction

1. The present report relates to resource requirements resulting from the resolutions and decisions adopted by the Human Rights Council at its fifteenth session, held from 13 September to 1 October 2010, which are set out in its report to the General Assembly (A/65/53/Add.1). Although in section V of resolution 63/263 the General Assembly endorsed the conclusion of the Advisory Committee on Administrative and Budgetary Questions in its report (see A/63/629) that an annual presentation be made to the Assembly of the revised estimates arising from resolutions and decisions adopted by the Human Rights Council, given that some of the resolutions adopted by the Council at its fifteenth session require immediate action and their implementation requires additional resources, including those for conference services which are not included in the calendar of conferences, those estimates are submitted in the present report as an addendum to the previous report of the Secretary-General (see A/65/333 and Corr.1).

2. In accordance with rule 153 of the rules of procedure of the General Assembly, the Human Rights Council was provided, where appropriate, with a statement of programme budget implications prior to the adoption, at its fifteenth session, of relevant resolutions and decisions by which it authorized relevant human rights bodies and special procedures to continue or undertake additional activities, including meetings, which were considered to have financial implications for the programme budget for the biennium 2010-2011 or the proposed programme budget for the biennium 2012-2013.

3. Some of the requirements resulting from the resolutions adopted by the Council relate to activities of a perennial nature for which provisions have already been made in the programme budget for the biennium 2010-2011 and which will be considered in the proposed programme budget for the biennium 2012-2013 for mandates extending beyond the current biennium. Provisions estimated at $4,622,000 (net) have already been made in the programme budget for the biennium 2010-2011 for the implementation of the activities of a perennial nature called for in resolutions 15/2, 15/8, 15/12, 15/14, 15/15, 15/18, 15/20, 15/22, 15/24, 15/27, 15/28 and the President's statement on Haiti (PRST/15/1). With regard to resolutions 15/6, 15/7, 15/18 (partly new), 15/21, 15/23, 15/26 and decisions 15/116 and 15/117, as these mandates are new, net requirements estimated at $3,289,400 ($3,436,500 (gross), to be offset by an amount of $147,100, under Income section 1, Income from staff assessment), have not been made in the programme budget for the biennium 2010-2011. It is proposed that the amount of $967,500 for additional requirements should be accommodated within the existing appropriation for the biennium 2010-2011 and that the balance, amounting to $2,321,900 (net) and an amount of $147,100 required under section 36, Staff assessment, to be offset by the same amount under Income section 1, Income from staff assessment, be met from within the provisions of the contingency fund for the biennium 2010-2011. A listing of all the requirements (new and perennial) is set out in annex I to the present report.

4. In addition, resolutions 15/7, 15/21, 15/23 and 15/26, give rise to requirements for new resources of $2,102,200 net ($2,238,700 (gross), including $136,500 for staff assessment offset by an equivalent amount, under Income section 1, Income from staff assessment, which would be required in 2012-2013 should the proposed additional requirements be approved for the biennium 2010-2011 and would be

considered in the context of the proposed programme budget for the biennium 2012-2013.

5. With regard to resolutions 15/2, 15/7, 15/12, 15/15, 15/18, 15/21, 15/22, 15/23, 15/28 and decision 15/116, the attention of the Human Rights Council was drawn to the provisions of section VI of General Assembly resolution 45/248 B and subsequent resolutions, the most recent of which is resolution 64/243, in which the Assembly reaffirmed that the Fifth Committee was the appropriate Main Committee of the Assembly entrusted with responsibilities for administrative and budgetary matters, and reaffirmed the role of the Advisory Committee on Administrative and Budgetary Questions.

6. As can be noted from annex II to the present report, the Secretary-General has been requested to implement various decisions and resolutions of the Human Rights Council, adopted at its tenth through fifteenth sessions, and other mandates relating to human rights issues which have financial implications for the programme budget for the biennium 2010-2011 estimated at a total net amount of $7,092,100. It is proposed that that amount be absorbed within available resources under sections 2, 23 and 28E of the programme budget for the biennium 2010-2011.

7. In addition, the reports cited below on human rights related issues submitted to the General Assembly at its sixty-fifth session in response to various mandates, command net additional resources estimated at $2,542,600 in the biennium 2010-2011 relating to:

(a) The revised estimates resulting from the increase in the number of members of the Subcommittee on Prevention of Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment pursuant to article 5 of the Optional Protocol (A/65/500) ($2,233,500 (net) and an amount of $98,000 for staff assessment, offset by an equivalent amount under Income section 1, Income from staff assessment);

(b) The revised estimates under section 23, Human rights, of the programme budget for the biennium 2010-2011 resulting from the increase in the membership, by six, of the Committee on the Rights of Persons with Disabilities (A/65/400) ($321,500 (net), of which $12,400 is proposed for absorption and net additional requirements are sought for the balance $309,100 and $10,600 for staff assessment, offset by an equivalent amount under income from staff assessment).

8. Further, there are other mandates related to human rights that are likely to command additional requirements under the United Nations regular budget in the bienniums 2010-2011 or 2012-2013 as follows: (a) the entry into force of the International Convention on the Protection of All Persons from Enforced Disappearance; (b) the decision of the Committee on Elimination of Racial Discrimination to request the General Assembly to authorize it to meet for an additional week per session (two additional weeks of sessional meetings per year) in 2012 and 2013; and (c) the decision of the Committee on Economic, Social and Cultural Rights to request the Economic and Social Council to approve one additional session per year during the period 2011-2012, consideration of which the Council, by its decision 2010/247, decided to defer to a later date.

9. Against the background of the various mandates and requirements for additional resources in the biennium 2010-2011 that in some instances would also have an impact on the estimates for the biennium 2012-2013, at this juncture attention is drawn to the fact that the programme budget for the biennium 2010-2011 has been

burdened with absorption of significant amounts of requirements for additional resources. The present report is submitted for approval by the General Assembly of additional resources under the programme budget for the biennium 2010-2011 arising from the mandates adopted by the Council at its fifteenth session that cannot be met within available resources.

10. The attention of the Advisory Committee on Administrative and Budgetary Questions is drawn to the draft resolution currently before the Third Committee of the General Assembly (A/C.3/65/L.57), by which it takes note of the report of the Human Rights Council (A/65/53 and Add.1) and acknowledges the recommendations contained therein.

II. Additional requirements relating to the resolutions and decisions adopted by the Human Rights Council

A. Resolution 15/6: follow-up to the report of the Committee of independent experts in international humanitarian and human rights law established pursuant to Council resolution 13/9

11. Under the terms of paragraphs 8 and 9 of resolution 15/6, the Human Rights Council:

(a) Decided to renew and resume the mandate of the Committee of independent experts established pursuant to Council resolution 13/9, and requested the Committee to submit its report to the Council at its sixteenth session, and requested the United Nations High Commissioner for Human Rights to continue to provide the members of the Committee with all administrative, technical and logistic assistance required to enable them to fulfil their mandate promptly and efficiently;

(b) Requested the High Commissioner to present a report on the implementation of the present resolution to the Council at its sixteenth session.

12. The adoption of the resolution by the Human Rights Council gives rise to total net additional requirements of $618,200 ($625,500 (gross) to be offset by an amount of $7,300 under Income section 1, Income from staff assessment) in 2011 to implement the activities called for under its terms, as follows:

(a) $432,800 required under section 2, General Assembly and Economic and Social Council affairs and conference management, to provide for the processing of pre- and post-session documentation of the Committee and for interpretation services during a 10-day mission to the Middle East by the independent experts;

(b) $185,400 required under section 23, Human rights, to provide for: (i) travel and daily subsistence allowance for three of the experts, twice to Geneva for five days and one 10-day mission to the Middle East; (ii) travel and daily subsistence allowance for three OHCHR staff members (1 P-4, 1 P-3, 1 GS-5) and a Security Officer for 10 days to the Middle East; (iii) protection, if required, for staff members while travelling in the region (minimum operating security standards): armoured vehicles, equipment and close protection while on mission; (iv) replacement for two months each of the OHCHR staff members assisting the experts (salaries of 2 staff members, 1 at the P-4 and 1 at the P-3 levels); and

(v) general operating expenses, including communications and other related expenses, videoconferencing, and rental of vehicles and premises;

(c) $7,300 required under section 36, Staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment.

13. The total net requirements of $618,200 ($625,500 (gross) to be offset by an amount of $7,300, under Income section 1, Income from staff assessment) have not been included under sections 2, 23 and 36 of the programme budget for the biennium 2010-2011. The Secretary-General in implementing the terms of the resolution will, to the extent possible, meet additional requirements, within resources available under the programme budget for the biennium 2010-2011. The actual expenditure performance will be reported to the General Assembly in the context of the second performance report for the biennium 2010-2011.

B. Resolution 15/7: Human rights and indigenous peoples

14. Under the terms of paragraphs 7 and 8 of resolution 15/7, the Human Rights Council:

(a) Decided, bearing in mind paragraph 7 of Council resolution 12/13, to hold, on an annual basis, and without prejudice to the outcome of the Council's review of its work and functioning, an interactive dialogue with the expert mechanism on the rights of indigenous peoples following the presentation of its report, within existing resources;

(b) Also decided to hold, within existing resources, at its eighteenth session, a half-day panel on the role of languages and culture in the promotion and protection of the well-being and identity of indigenous peoples.

15. The adoption of the resolution by the Human Rights Council gives rise to estimated additional requirements of $40,200 in 2011 to implement the activities called for under its terms.

16. The estimated requirements of $40,200 have not been included under section 23, Human rights, of the programme budget for the biennium 2010-2011, to carry out the activities foreseen. To the extent possible, the Secretary-General will meet the additional requirements from within the provisions approved for section 23, Human rights, of the programme budget for the biennium 2010-2011.

17. It is estimated that an amount of $23,000 would be required in the biennium 2012-2013. The requirements for 2012-2013 would be considered within the context of the proposed programme budget for the biennium 2012-2013.

C. Resolution 15/18: arbitrary detention

18. Under the terms of paragraphs 11, 12 and 13 of resolution 15/18, as orally revised, the Human Rights Council:

(a) Decided to extend the mandate of the Working Group on Arbitrary Detention for a further period of three years, in accordance with resolutions 1991/42 and 1997/50 of the Commission on Human Rights and with Council resolution 6/4;

(b) Requested the Secretary-General to provide all necessary assistance to the Working Group, particularly with regard to the staffing and resources needed for the effective fulfilment of its mandate, especially in respect of field missions;

(c) Requested the Office of the United Nations High Commissioner for Human Rights (OHCHR) to organize in 2011, within existing resources, a one-day event to commemorate the twentieth anniversary of the establishment of the Working Group.

19. The adoption of the resolution by the Human Rights Council gives rise to total estimated requirements of $1,299,000 per annum, or $2,598,000 per biennium, to implement the ongoing activities called for under paragraphs 11 and 12 of the resolution. The estimated requirements per biennium are summarized as follows (in United States dollars):

Section	*Amount*
Section 2, General Assembly and Economic and Social Council affairs and conference management	2 151 000
Section 23, Human rights	363 400
Section 28E, Administration, Geneva	83 600
Total	**2 598 000**

20. The estimated requirements enumerated in paragraph 19 above have been included under sections 2, 23 and 28E of the programme budget for the biennium 2010-2011, for the activities of the Working Group on Arbitrary Detention.

21. With respect to paragraph 13 of resolution 15/18, it is now estimated that a total additional amount of $245,100, and not $349,800, would be required for: (a) conference servicing; (b) travel of five members and staff; and (c) the services of one consultant for three months for the organization of and participation in the one-day event to be held in 2011. Since the change was made at the time of adoption of the resolution, it was not possible to follow the established procedure of drawing the attention of the Council to the change in the estimates of programme budget implications that were presented in the oral statement regarding resolution 15/18. The estimated requirements summarized below (in United States dollars) have not been included under the programme budget for the biennium 2010-2011.

Section	*Amount*
Section 2, General Assembly and Economic and Social Council affairs and conference management	176 500
Section 23, Human rights	67 700
Section 28E, Administration, Geneva	900
Total	**245 100**

22. It is proposed that the additional requirements of $245,100 be accommodated within the resources approved under the programme budget for the biennium 2010-2011.

D. Resolution 15/21: the rights to freedom of peaceful assembly and of association

23. Under the terms of paragraphs 5, 8 and 9 of resolution 15/21, the Human Rights Council:

(a) Decided to appoint, for a period of three years, a special rapporteur on the rights to freedom of peaceful assembly and of association whose tasks would include:

(i) To gather all relevant information, including national practices and experiences, relating to the promotion and protection of the rights to freedom of peaceful assembly and of association, to study trends, developments and challenges in relation to the exercise of these rights, and to make recommendations on ways and means to ensure the promotion and protection of the rights to freedom of peaceful assembly and of association in all their manifestations;

(ii) To incorporate in his or her first report an elaboration of the framework, including seeking the views of States, through which the mandate holder will consider best practices, including national practices and experiences, that promote and protect the rights to freedom of peaceful assembly and of association, taking into account in a comprehensive manner the relevant elements of work available within the Council;

(iii) To seek, receive and respond to information from Governments, non-governmental organizations, relevant stakeholders and any other parties who have knowledge of these matters, with a view to promoting and protecting the rights to freedom of peaceful assembly and of association;

(iv) To integrate a gender perspective throughout the work of the mandate;

(v) To contribute to the provision of technical assistance or advisory services by the Office of the High Commissioner to better promote and protect the rights to freedom of peaceful assembly and of association;

(vi) To report on violations, wherever they may occur, of the rights to freedom of peaceful assembly and of association, as well as discrimination, threats or use of violence, harassment, persecution, intimidation or reprisals directed at persons exercising these rights, and to draw the attention of the Council and the High Commissioner to situations of particularly serious concern;

(vii) To undertake his or her activities such that the present mandate will not include those matters of specific competence of the International Labour Organization and its specialized supervisory mechanisms and procedures with respect to employers' and workers' rights to freedom of association, with a view to avoiding any duplication;

(viii) To work in coordination with other mechanisms of the Council, other competent United Nations bodies and human rights treaty bodies, and to take all necessary measures to avoid unnecessary duplication with those mechanisms;

(b) Requested the special rapporteur to submit an annual report to the Council covering activities relating to his or her mandate;

(c) Requested the Secretary-General and the High Commissioner to provide all the human and financial resources necessary for the effective fulfilment of the mandate by the special rapporteur.

24. The adoption of resolution 15/21 by the Human Rights Council gives rise to a net estimated total additional amount of $511,800 ($555,700 (gross) to be offset by an amount of $43,900, under Income section 1, Income from staff assessment) in 2011, to implement the activities as follows:

(a) $51,900 required under section 2, General Assembly and Economic and Social Council affairs and conference management, would provide for: conference services for the organization of a two-day consultation each year (interpretation for 2 days each year in English/French/Spanish); translation into English/French/Spanish of concept notes and background papers; and translation of the agenda and compendium of best practices into the six official languages;

(b) $458,200 under section 23, Human rights, to provide for: (i) travel and daily subsistence allowance for the Special Rapporteur on two field missions each year, travel to Geneva to attend the annual consultation meeting of special procedures mandate holders, the submission of a yearly report to the Human Rights Council, and travel to New York to submit a yearly report to the General Assembly and to attend annual consultations with Member States and other relevant stakeholders; (ii) travel and daily subsistence allowance for OHCHR staff to accompany the Special Rapporteur during field missions; (iii) travel of one treaty body member or special procedure mandate holder to Geneva to participate in each of the three annual consultations; (iv) travel of five experts (1 from each region) for each of the three annual consultations; (v) consultant services (9 months at the P-3 level for each year) to support the Special Rapporteur independent expert with highly specialized expertise; (vi) general temporary assistance for one staff member at the P-3 level (12 months per annum), 1 staff member at the P-3 level (6 months per annum) and one General Service (Other level) staff member (6 months per annum); and (vii) general operating expenses for miscellaneous services and communications and other supplies during field missions;

(c) $1,700 under section 28E, Administration, Geneva, to provide for conference-servicing support services;

(d) $43,900 under section 36, Staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment.

25. The net requirements of $511,800 have not been included under sections 2, 23, 28E and 36 ($555,700 (gross) to be offset by an amount of $43,900 under Income section 1, Income from staff assessment) of the programme budget for the biennium 2010-2011. It is proposed that these requirements be met from the contingency fund for the biennium 2010-2011.

26. Since the mandate is for a three-year period, should the additional requirements be approved for 2011, the following additional provisions would be required for the biennium 2012-2013: (a) $51,900 under section 2; (b) $458,200 under section 23; (c) $1,700 under section 28E; and (d) $43,900 (gross) under section 36, to be offset by an equivalent amount under Income section 1. The

requirements for 2012-2013 would be considered within the context of the proposed programme budget for the biennium 2012-2013.

E. Resolution 15/23: elimination of discrimination against women

27. Under the terms of paragraphs 18, 22 and 23 of resolution 15/23, the Human Rights Council:

(a) Decided to establish, for a period of three years, a working group of experts, of balanced geographical representation, on the issue of discrimination against women in law and practice, whose tasks would be:

(i) To develop a dialogue with States, the relevant United Nations entities, national human rights institutions, experts on different legal systems, and civil society organizations to identify, promote and exchange views on best practices related to the elimination of laws that discriminate against women or are discriminatory to women in terms of implementation or impact and, in that regard, to prepare a compendium of best practices;

(ii) To undertake a study, in cooperation with and reflecting the views of States and relevant United Nations entities, national human rights institutions and civil society organizations, on the ways and means in which the working group can cooperate with States to fulfil their commitments to eliminate discrimination against women in law and in practice;

(iii) To make recommendations on the improvement of legislation and the implementation of the law, to contribute to the realization of the Millennium Development Goals, in particular goal 3 on the promotion of gender equality and the empowerment of women;

(iv) To work in close coordination, in the context of the fulfilment of its mandate, with other special procedures and subsidiary organs of the Council, relevant United Nations entities, including the Commission on the Status of Women and UN Women and, in particular, the Committee on the Elimination of Discrimination against Women and other treaty bodies, within their respective mandates, with a view to avoiding unnecessary duplication;

(v) To take into account the views of other stakeholders, including relevant regional human rights mechanisms, national human rights institutions and civil society organizations;

(vi) To submit an annual report to the Council, starting at its twentieth session, on the issue of discrimination against women in law and in practice, and on good practices in eliminating such discrimination, drawing upon the findings of the United Nations human rights machinery and the broader United Nations system;

(b) Requested the working group to contribute to the provision of technical assistance or advisory services by the Office of the United Nations High Commissioner for Human Rights to better promote the elimination of discrimination against women;

(c) Requested the Secretary-General and the United Nations High Commissioner for Human Rights to provide all the necessary human and financial assistance to the working group for the effective fulfilment of its mandate.

28. The adoption of resolution 15/23 by the Human Rights Council gives rise to an estimated total net additional amount of $1,567,400 in 2011 ($1,660,000 (gross) to be offset by an amount of $92,600 under Income section 1, Income from staff assessment) required to implement the following activities:

(a) $592,500 under section 2, General Assembly and Economic and Social Council affairs and conference management, would provide for conference services;

(b) $967,100 under section 23, Human rights, would provide for: (i) travel and daily subsistence allowance for members of the working group for two field missions each year, three sessions per year, one in New York and two in Geneva, travel to Geneva to attend the annual consultation meeting of special procedures mandate holders, the submission of a yearly report to the Human Rights Council, and travel to New York for consultations with the Commission on the Status of Women and UN Women; (ii) travel and daily subsistence allowance for OHCHR staff to accompany the working group during field missions and for coordination outside Geneva; (iii) consultant services (9 months at the P-3 level each year) to support the working group with highly specialized expertise; (iv) general temporary assistance for: three staff members at the P-4, P-3 and P-2 levels (12 months per annum, each), one at General Service (Other level) staff member (12 months per annum); and (v) general operating expenses for interpretation services, and for communications and other miscellaneous expenses and supplies during field missions;

(c) $7,800 under section 28E, Administration, Geneva, to provide for conference servicing support;

(d) $92,600 under section 36, Staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment.

29. The net requirements of $1,567,400 ($1,660,000 (gross), to be offset by an amount of $92,600 under Income section 1, Income from staff assessment), have not been included under the programme budget for the biennium 2010-2011. It is proposed to meet these requirements from the contingency fund for the biennium 2010-2011.

30. Since the mandate is for a three-year period, should the requirements be approved for 2011, the following additional provisions would be required for the biennium 2012-2013: (a) $592,500 under section 2; (b) $967,100 under section 23; (c) $7,800 under section 28E; and (d) $92,600 under section 36, to be offset by an equivalent amount under Income section 1. The requirements for 2012-2013 would be considered in the context of the proposed programme budget for the biennium 2012-2013.

F. Resolution 15/26: open-ended intergovernmental working group to consider the possibility of elaborating an international regulatory framework on the regulation, monitoring and oversight of the activities of private military and security companies

31. Under the terms of paragraphs 4, 5, 7 and 8 of resolution 15/26, the Human Rights Council:

(a) Decided, for the purposes of transparency and inclusivity, to establish an open-ended intergovernmental working group with the mandate to consider the possibility of elaborating an international regulatory framework, including, inter alia, the option of elaborating a legally binding instrument on the regulation, monitoring and oversight of the activities of private military and security companies, including their accountability, taking into consideration the principles, main elements and draft text as proposed by the Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination;

(b) Also decided that the open-ended intergovernmental working group should hold a session of five working days a year for a period of two years, and that its first session should take place no later than May 2011;

(c) Affirmed the importance of providing the open-ended intergovernmental working group with the necessary expertise and expert advice to fulfil its mandate, and decided that the members of the Working Group on the use of mercenaries who were involved in the elaboration of the principles, main elements and draft text for a possible convention should participate in the open-ended intergovernmental working group as resource persons;

(d) Requested the Secretary-General and the United Nations High Commissioner for Human Rights to provide the open-ended intergovernmental working group with all the financial and human resources necessary for the fulfilment of its mandate.

32. The adoption of resolution 15/26 by the Human Rights Council gives rise to estimated total additional requirements of $242,700 in 2011 to implement activities in response to its terms as follows:

(a) $135,600 under section 2, General Assembly and Economic and Social Council affairs and conference management, would provide for conference services in all official languages for five days each year;

(b) $103,200 under section 23, Human rights, would provide for: (i) travel and daily subsistence allowance for members of the Working Group to visit Geneva; and (ii) general temporary assistance at the P-4 level for three months; and general temporary assistance at the General Service (Other level) for two months;

(c) $3,900 under section 28E, Administration, Geneva, would provide for conference servicing support;

(d) $10,600 under section 36, Staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment.

33. The net requirements of $242,700 ($253,300 (gross) to be offset by an amount of $10,600 under Income section 1, Income from staff assessment) enumerated in

paragraph 32 above have not been included under the programme budget for the biennium 2010-2011. It is proposed that these requirements be met from the contingency fund for the biennium 2010-2011.

34. Since the mandate of the open-ended intergovernmental working group is for a two-year period, should the requirements be approved for the biennium 2010-2011, the provisions required would be only for the year 2012, as follows: (a) $135,600 under section 2; (b) $103,200 under section 23; (c) $3,900 under section 28E; and (d) $10,600 under section 36, to be offset by an equivalent amount under Income section 1. The requirements for 2012-2013 would be considered within the context of the proposed programme budget for the biennium 2012-2013.

G. Decision 15/116: human rights and issues related to terrorist hostage-taking

35. Under the terms of paragraphs 1 and 2 of decision 15/116, the Human Rights Council:

(a) Decided to convene, within existing resources, at its sixteenth session, a panel discussion on the issue of human rights in the context of action taken to address terrorist hostage-taking, with a special focus on the primary responsibility of States to promote and protect human rights for all in their jurisdiction, on the strengthening of international cooperation to prevent and combat terrorism and on the protection of the rights of all victims of terrorism involved;

(b) Requested the Office of the United Nations High Commissioner for Human Rights to liaise with the Special Rapporteur on the promotion and protection of human rights while countering terrorism and all concerned parties and stakeholders, including relevant United Nations bodies and agencies, with a view to ensuring their participation in the panel discussion.

36. The adoption of decision 15/116 by the Human Rights Council gives rise to estimated additional requirements of $28,800 in 2011 to implement activities under its terms.

37. The estimated requirements of $28,800, which would provide for the travel expenses of and daily subsistence allowance for five experts to participate in the panel discussion, have not been included under section 23, Human rights, of the programme budget for the biennium 2010-2011. The additional requirements are proposed to be met from within available resources approved under section 23, Human rights, of the programme budget for the biennium 2010-2011.

H. Decision 15/117: Nelson Mandela International Day

38. Under the terms of paragraphs 1 and 3 of decision 15/117, the Human Rights Council:

(a) Decided to hold, at its eighteenth session, a high-level panel discussion to reflect on current human rights situations worldwide with regard to racism, racial discrimination, xenophobia and related intolerance, drawing inspiration from the example of Nelson Mandela for promoting and protecting human rights without distinction as to race, colour or national or ethnic origin;

(b) Requested the Office of the United Nations High Commissioner for Human Rights to take the necessary measures to observe Nelson Mandela International Day.

39. The adoption of decision 15/117 by the Human Rights Council gives rise to estimated additional requirements of $35,200 in 2011, to implement activities foreseen under its terms.

40. The estimated requirements of $35,200, which would provide for travel and daily subsistence allowance for three speakers from different regions to participate in the high-level panel discussion and the printing of 500 copies in English of *A Long Walk to Freedom: The Autobiography of Nelson Mandela*, have not been included under section 23, Human rights, of the programme budget for the biennium 2010-2011. It is proposed that the additional requirements be met from within available resources approved under section 23, Human rights, of the programme budget for the biennium 2010-2011.

III. Conclusions and action required of the General Assembly

41. **As reflected in annex I to the present report, the implications of the resolutions and of the decisions adopted by the Human Rights Council at its fifteenth session, held in 2010, give rise to total net requirements of $10,013,600, of which $7,911,400 relates to the biennium 2010-2011 and $2,102,200 relates to the biennium 2012-2013.**

42. **With regard to the requirements for the biennium 2010-2011 amounting to $7,911,400:**

(a) **An estimated amount of $4,622,000 relates to activities of a "perennial nature" for which provisions have already been made in the programme budget for the biennium 2010-2011;**

(b) **An estimated amount of $3,289,400 is considered as additional requirements for the biennium 2010-2011, of which: (i) $967,500, as well as an amount of $7,300 (to be offset by an equivalent amount under Income section 1, Income from staff assessment) are proposed to be met within the resources appropriated under the programme budget for the biennium 2010-2011; and (ii) the remainder of $2,321,900, as well as an amount of $147,100 for staff assessment (to be offset by an equivalent amount under Income section 1, Income from staff assessment), are proposed to be met from the contingency fund for the biennium 2010-2011.**

43. **As can be noted from annex II of the present report, the Secretary-General proposes to accommodate a total of $7,092,100 of additional resources within the appropriations approved under sections 2, 23 and 28E of the programme budget for the biennium 2010-2011 resulting from: (a) resolutions and decisions adopted by the Human Rights Council at its tenth through fifteenth sessions; (b) the expansion of the Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families; (c) the increase in the membership of the Committee on the Rights of Persons with Disabilities; and (d) the decision of the Committee against Torture to request the General Assembly to authorize it to meet for an additional week per each session in 2011. In addition to the aforementioned amount proposed to be accommodated**

in the biennium 2010-2011, the possible entry into force of the International Convention on the Protection of All Persons from Enforced Disappearances, which, in accordance with article 26 of the Convention, states that a Committee on Enforced Disappearances shall be established, could also command additional requirements for the biennium 2010-2011 under sections 2, 23 and 28E.

44. It will be recalled that, under the procedures established by the General Assembly in its resolutions 41/213 and 42/211, a contingency fund is established for each biennium to accommodate additional expenditures derived from legislative mandates not provided for in the programme budget. Under this procedure, if additional expenditures were proposed that exceeded the resources available from the contingency fund, the activities concerned would be implemented only through the redeployment of resources from low-priority areas or the modification of existing activities. Otherwise, such additional activities would have to be deferred to a later biennium.

45. The Secretary-General has sought to identify areas from which resources can be redeployed to meet the additional requirements, in response to the Council's resolutions. While every effort has been made to accommodate these requirements from within the existing capacity under section 2, General Assembly and Economic and Social Council affairs and conference management ($780,000), section 23, Human rights ($1,528,500), section 28E, Administration, Geneva ($13,400), and the amount of $147,100 under section 36, Staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment, it is not possible, at this stage, to identify further areas that could absorb the additional requirements.

46. For the biennium 2012-2013, it is estimated that should the additional requirements as proposed be approved for the biennium 2010-2011, additional provisions of $2,102,200, would be required under section 2 ($644,400), section 23 ($1,448,300) and section 28E ($9,500) and also $136,500 under section 36 (to be offset by an equivalent amount under Income section 1). These requirements would be considered in the context of the proposed programme budget for the biennium 2012-2013.

47. Accordingly, the General Assembly is requested to approve the proposals of the Secretary-General in response to the resolutions and decisions adopted by the Human Rights Council at its fifteenth session in an additional amount of $2,321,900 under sections 2, 23, 28E and $147,100 under section 36 (to be offset by an equivalent amount under Income section 1) as a charge against the contingency fund for the biennium 2010-2011. The requirements by section would be as follows:

(a) $780,000 under section 2, General Assembly and Economic and Social Council affairs and conference management;

(b) $1,528,500 under section 23, Human rights;

(c) $13,400 under section 28E, Administration, Geneva;

(d) $147,100 under section 36, Staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment.

Annex I

Requirements resulting from resolutions and decisions adopted by the Human Rights Council at its fifteenth session, including perennial and new activities

(Thousands of United States dollars)

				2010-2011			2012-2013			
		Budget section	*Requirements per biennium*	*Existing provision in the 2010-2011 programme budget*	*Requirements to be accommodated within the existing appropriation*	*Requirements to be sought under the terms of the 2010-2011 contingency fund*	*Requirements to be considered within the context of the proposed programme budget for the biennium 2012-2013*	*New*	*Perennial*	*Relevant paragraphs*
Human Rights Council resolutions										
15/2	Special Rapporteur on contemporary forms of slavery	23	113.2	113.2					113.2	3, 10 and 11
15/6	Follow-up to the report of the Committee of independent experts in international humanitarian and human rights law established pursuant to Council resolution 13/9	2	432.8		432.8			432.8		8 and 9
		23	185.4		185.4			185.4		
		36	7.3		7.3					
		Income section 1	(7.3)		(7.3)					
15/7	Human rights and indigenous peoples	23	63.2		40.2		23.0	40.2		7 and 9
15/8	Adequate housing as a component of the right to an adequate standard of living	23	155.6	155.6					155.6	2, 2 (g), 2 (h) and 4
15/12	The use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination	2	213.6	213.6					213.6	11, 18 and 19
		23	434.0	434.0					434.0	
		28E	7.6	7.6					7.6	
15/14	Human rights and indigenous peoples: mandate of the Special Rapporteur on the rights of indigenous peoples	23	119.6	119.6					119.6	1, 1 (e) and 1 (j)

		Budget section	Requirements per biennium	2010-2011			2012-2013			Relevant paragraphs
				Existing provision in the 2010-2011 programme budget	Requirements to be accommodated within the existing appropriation	Requirements to be sought under the terms of the 2010-2011 contingency fund	Requirements to be considered within the context of the proposed programme budget for the biennium 2012-2013	New	Perennial	
15/15	Protection of human rights and fundamental freedoms while countering terrorism: mandate of the Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism	2	34.0	34.0					34.0	2, 2 (f) and 5
		23	110.6	110.6					110.6	
		28E	3.4	3.4					3.4	
15/18	Arbitrary detention	2	2 327.5	2 151.0	176.5			176.5	2 151.0	11, 12 and 13
		23	431.1	363.4	67.7			67.7	363.4	
		28E	84.5	83.6	0.9			0.9	83.6	
15/20	Advisory services and technical assistance for Cambodia	23	99.6	99.6					99.6	9 and 10
15/21	The rights to freedom of peaceful assembly and of association	2	103.8			51.9	51.9	51.9		5, 8 and 9
		23	916.4			458.2	458.2	458.2		
		28E	3.4			1.7	1.7	1.7		
		36	87.8			43.9	43.9	43.9		
		Income section 1	(87.8)			(43.9)	(43.9)	(43.9)		
15/22	Right of everyone to the enjoyment of the highest attainable standard of physical and mental health	2	103.6	103.6					103.6	11, 12 and 13
		23	159.6	159.6					159.6	
		28E	3.4	3.4					3.4	
15/23	Elimination of discrimination against women	2	1 185.0			592.5	592.5	592.5		18, 22 and 23
		23	1 934.2			967.1	967.1	967.1		
		28E	15.6			7.8	7.8	7.8		
		36	185.2			92.6	92.6	92.6		
		Income section 1	(185.2)			(92.6)	(92.6)	(92.6)		

				2010-2011			2012-2013			
		Budget section	*Requirements per biennium*	*Existing provision in the 2010-2011 programme budget*	*Requirements to be accommodated within the existing appropriation*	*Requirements to be sought under the terms of the 2010-2011 contingency fund*	*Requirements to be considered within the context of the proposed programme budget for the biennium 2012-2013*	*New*	*Perennial*	*Relevant paragraphs*
15/24	Human rights and unilateral coercive measures	23	28.0	28.0					28.0	15
15/26	Open-ended intergovernmental working group to consider the possibility of elaborating an international regulatory framework on the regulation, monitoring and oversight of the activities of private military and security companies	2	135.6			135.6		135.6		4, 5, 7 and 8
		23	103.2			103.2		103.2		
		28E	3.9			3.9		3.9		
		36	10.6			10.6		10.6		
		Income section 1	(10.6)			(10.6)		(10.6)		
15/27	Situation of human rights in the Sudan	23	155.4	155.4					155.4	10
15/28	Assistance to Somalia in the field of human rights	23	172.4	172.4					172.4	10 and 15
Human Rights Council decisions										
15/116	Human rights and issues related to terrorist hostage-taking	23	28.8		28.8			28.8		1 and 3
15/117	Nelson Mandela International Day	23	35.2		35.2			35.2		1 and 3
President's statements										
PRST/15/1	Technical assistance and capacity-building in Haiti	23	110.4	110.4					110.4	14, 15 and 16
	Total		**10 013.6**	**4 622.0**	**967.5**	**2 321.9**	**2 102.2**	**3 289.4**	**4 622.0**	

Annex II

Human Rights Council mandates for new activities and other mandates requiring additional resources in 2010-2011 proposed to be accommodated within existing appropriation in the biennium 2010-2011[a]

(Thousands of United States dollars)

	Description and document symbol of report	*Section 2, General Assembly and Economic and Social Council affairs and conference management*	*Section 23, Human rights*	*Section 28E, Administration, Geneva*	*Total*
Human Rights Council resolution	Revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its tenth and eleventh sessions (A/64/353)				
Tenth session					
10/11		112.2	204.4	—	**316.6**
10/23		108.6	566	3	**677.6**
10/33		—	7.7	—	**7.7**
Subtotal		**220.8**	**778.1**	**3**	**1 001.9**
Human Rights Council resolution	Revised estimates (A/64/353)				
Eleventh session					
11/1		796.8	319.2	14.8	**1 130.8**
11/2		110.8	60.4	1.6	**172.8**
11/3		110.8	156.3	1.6	**268.7**
11/4		110.8	74.4	1.6	**186.8**
11/8		—	73.3	—	**73.3**
Subtotal		**1 129.2**	**683.6**	**19.6**	**1 832.4**
Human Rights Council resolution	Revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its twelfth, thirteenth and fourteenth sessions (A/65/333)				
Twelfth session					
12/1		607.0	—	7.6	**614.6**
12/15		176.1	267.5	2.2	**445.8**
12/17		—	18.0	—	**18.0**
12/18		—	18.0	—	**18.0**
12/21		114.4	81.0	1.6	**197.0**
12/28		—	18.0	—	**18.0**
12/119		201.8	393.6	8.8	**604.2**
Subtotal		**1 099.3**	**796.1**	**20.2**	**1 915.6**

	Description and document symbol of report	*Section 2, General Assembly and Economic and Social Council affairs and conference management*	*Section 23, Human rights*	*Section 28E, Administration, Geneva*	*Total*
Human Rights Council resolution	Revised estimates (A/65/333)				
Thirteenth session					
13/9		169.5	361.6	—	**531.1**
13/11		1.6	48.5	—	**50.1**
13/15		154.0	23.5	3.7	**181.2**
13/16		—	36.0	—	**36.0**
13/24		—	18.0	—	**18.0**
13/117		—	15.0	—	**15.0**
Subtotal		**325.1**	**502.6**	**3.7**	**831.4**
Human Rights Council resolution	Revised estimates (A/65/333)				
Fourteenth session					
14/5		83.4	79.4	0.7	**163.5**
14/16		—	29.8	—	**29.8**
Subtotal		**83.4**	**109.2**	**0.7**	**193.3**
Human Rights Council resolution **Fifteenth session**	Revised estimates resulting from resolutions and decisions adopted by the Human Rights Council at its fifteenth session (A/65/333/Add.1)				
15/6[b]		432.8	185.4	—	**618.2**
15/7		—	40.2	—	**40.2**
15/18		176.5	67.7	0.9	**245.1**
15/116		—	28.8	—	**28.8**
15/117		—	35.2	—	**35.2**
Subtotal		**609.3**	**357.3**	**0.9**	**967.5**
Total	**Human Rights Council mandates requiring additional resources, proposed for absorption in 2010-2011**	**3 467.1**	**3 226.9**	**48.1**	**6 742.0**
	Revised estimates arising in relation to the expansion of the Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families (A/65/85)	—	122.0	—	122.0
	Revised estimates under section 23, Human rights of the programme budget for the biennium 2010-2011, resulting from the increase in the membership of the Committee on the Rights of Persons with Disabilities (A/65/400)	—	12.4	—	**12.4**

	Description and document symbol of report	*Section 2. General Assembly and Economic and Social Council affairs and conference management*	*Section 23. Human rights*	*Section 28E. Administration, Geneva*	*Total*
	Committee Against Torture (oral statement of programme budget implications submitted to Third Committee at the sixty-fifth session of the General Assembly)	—	215.6	—	**215.6**
Total	**Resources proposed to be accommodated within existing appropriations in the biennium 2010-2011**	**3 467.1**	**3 576.9**	**48.1**	**7 092.1**

[a] See A/64/353, A/65/85, A/65/333 and Add.1, A/65/400 and Committee Against Torture oral statement to Third Committee.

[b] An amount of $7,300 for staff assessment under section 36, staff assessment, to be offset by an equivalent amount under Income section 1, Income from staff assessment, is not reflected in this table as they net each other out.